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PATENT
678503-2012.2
USSN 09/245,603

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Curiel et al.
Serial No. : 09/245,603
For : ADENOVIRUS VECTOR CONTAINING A HETEROLOGOUS PEPTIDE EPITOPE IN THE HI LOOP OF THE FIBER KNOB
Filed : February 5, 1999
Examiner : Paras Jr., Peter
Art Unit : 1632

745 Fifth Avenue, New York, NY 10151

EXPEDITED PROCEDURE
RESPONSE AFTER FINAL ACTION
UNDER 37 C.F.R. § 1.116

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 7, 2004.

Deborah L. Lu, Reg. No. 50,940

Name of Applicant, Assignee or Registered Representative

Deborah L. Lu

Signature

April 7, 2004

Date of Signature

NOTICE OF APPEAL WITH PETITION FOR EXTENSION OF TIME

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the final Office Action, dated October 7, 2003, rejecting claims 1-4, 9, 11, 16, 22 and

04/12/2004 BABRAHA1 00000037 09245603

01 FC:2401
02 FC:2253

165.00 OP
265.00 OP



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23. A check in the amount of \$165.00 (small entity) is enclosed to cover the appeal fee required by 35 U.S.C. § 41(a)(6) and 37 C.F.R. § 1.17(b).

A request for a two (2) month extension of time was filed with the March 2, 2004 Response to Final Office Action. Pursuant to the provisions of 37 C.F.R. § 1.17(a)(3), Applicants hereby request an extension of time of three (3) months to extend the due date from January 7, 2004 to April 7, 2004. Enclosed is a check in the amount of \$265.00 (small entity) to satisfy the difference in fee between a three (3) month extension of time and a two (2) month extension of time. The Commissioner is authorized to charge any additionally required fees for an extension, or any other fee occasioned by this paper, or credit any overpayment in such fees, to Deposit Account No. 50-0320.

This Notice is being filed in triplicate.

Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP

By:

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